<u>REMARKS</u>

Status of the Specification

The Specification has been amended to insert a cross-reference paragraph which details the priority history of this application.

In the Notice of Allowability dated December 9, 2009, the Examiner acknowledged the priority history of this application and receipt of all the priority documents. In addition, the Official Filing Receipt dated September 28, 2004, also acknowledged the priority history.

In view of the above, Applicants respectfully request that the Specification be amended to set forth the priority information.

No new matter is added.

If it is determined that a telephone conference would expedite the prosecution of this application, the Examiner is invited to telephone Mary M.H. Eliason Registration No.: 58,303 at (858) 792-8855.

In the event the U.S. Patent and Trademark Office determines that an extension is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 02-2448 referencing docket no. 1422-0634PUS1.

Dated: February 23, 2010

Respectfully submitted,

#47,604

Gerald M. Murphy, Jr.

Registration No.: 28,977

BIRCH, STEWART, KOLASCH & BIRCH, LLP

8110 Gatehouse Road

Suite 100 East

P.O. Box 747

Falls Church, Virginia 22040-0747

(858) 792-8855

Attorney for Applicant